

6 Attorneys for Plaintiff
7 ST. PAUL FIRE AND MARINE INSURANCE
COMPANY

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

16 ST. PAUL FIRE AND MARINE
17 INSURANCE COMPANY, a Connecticut
corporation,

18 Plaintiff,

19

20 VENDINI, INC., a California corporation,

Defendant.

CASE NO.: 3:13-cv-04458

**STIPULATION AND [PROPOSED]
ORDER FOR CONTINUANCE OF CASE
MANAGEMENT CONFERENCE**

Date: January 17, 2014

Time: 2:30 p.m.

Ctrm: 10

Judge: Hon. Susan Illston

Plaintiff St. Paul Fire and Marine Insurance Company (“St. Paul”) and defendant Vendini, Inc., by and through their counsel, hereby agree and stipulate as follows:

25 WHEREAS, on September 26, 2013, St. Paul filed its complaint for declaratory judgment
26 and reimbursement in this action (ECF No. 1); and

27 WHEREAS, since the filing of the complaint, St. Paul and Vendini have been working
28 together to see if a resolution of the matters at issue in this action can be reached; and

1 WHEREAS, in view of the ongoing discussions between the parties, St. Paul provided a
2 courtesy copy of the complaint to Vendini's counsel but refrained from serving the complaint on
3 Vendini; and

4 WHEREAS, St. Paul is now in the process of effecting service of the summons and
5 complaint; and

6 WHEREAS, on October 17, 2013, the court set an initial Case Management Conference
7 for January 17, 2014, at 2:30 p.m., in Courtroom 10 (ECF No. 12); and

8 WHEREAS, in light of the ongoing discussions between the parties regarding possible
9 resolution of this matter, the parties believe it is in the interests of justice to continue the case
10 management conference to a future date after Vendini has been served;

11 IT IS HEREBY STIPULATED by and between St. Paul and Vendini that the January
12 17, 2014 Case Management Conference be taken off calendar and continued for an additional 90
13 days or more to allow the parties to attempt to reach agreement concerning the efficient and
14 appropriate future handling of this case.

15 **IT IS SO STIPULATED.**

17 DATED: January 6, 2014

SEDGWICK LLP

18 By: /s/ Michael A. Topp

Michael A. Topp
19 Attorneys for Plaintiff
20 ST. PAUL FIRE AND MARINE INSURANCE
COMPANY

21 DATED: January 6, 2014

ORRICK, HERRINGTON & SUTCLIFFE LLP

22 By: /s/ Nancy E. Harris

23 Nancy E. Harris
24 Attorneys for Defendant
VENDINI, INC.

Sedgwick LLP

ORDER

Having read the parties' stipulation, and finding good cause therefore, IT IS HEREBY ORDERED that the January 17, 2014 Case Management Conference is vacated and continued to

4 / 4 / 14

IT IS SO ORDERED.

1/13/14

DATED: _____

Susan Illston

UNITED STATES DISTRICT JUDGE

Sedgwick